

Fleming County Project Development Board
160 West Electric Avenue, Flemingsburg, KY 41041
Record of Meeting, March 2, 2010, 5:00 pm Eastern

The meeting was called to order at 5:00 pm by Chairperson CJE Larry H. Foxworthy.
Roll call was completed as noted below.

Present: Larry H. Foxworthy, David DeAtley, Louie Flanery, Pam Lowe,
Judge W. Todd Walton II, and Judge Stockton Wood

Absent: Marvin Suit and J. Scott Brown

Other Attendees: Eddie Sorrell, Trace Creek Construction, Inc. (TCCI)
Eric Chambers, Brandstetter Carroll Architects (BCA)
David Whittaker, Administrative Office of the Courts (AOC)
Joe Dunaway, City of Flemingsburg

Old Business A motion was made to approve the minutes from the meeting of January 5, 2010.
Motion by Flanery. Seconded by DeAtley. All in favor.

New Business A motion was made to reaffirm the Executive Decision made by Chairperson Larry
H. Foxworthy and AOC Vance Mitchell on 1-19-2010 to proceed with Interstate
Environmental Services \$ 3,800 for abatement of W. Water Properties/Jail
properties. Also reaffirm the Executive Decision made 2-3-2010 by Chairperson
Larry H. Foxworthy and AOC Vance Mitchell to approve Trace Creek
Construction, Inc. Schedule A Pay Application ES-04 dated January 22, 2010 and
associated Direct Payments and Purchase Orders, Change Order FC-05 dated 2-2-
10 for cost associated with abatement of environmental items found at jail property
and West Water Street properties \$ 9,395.50, Authorize Trace Creek Construction,
Inc. to re-bid Package 094 Resilient, Carpet and epoxy floor. Motion by Walton.
Seconded by Wood. All in favor.

Eddie Sorrell stated the Contractors Progress meeting was held today and work
continues on site. Contractors have agreed to increase manpower when weather
conditions are favorable. Mr. Sorrell presented three Change Orders for the board's
consideration. Change Order FC-06 \$ 4,327.45 for steel modifications, Change
Order FC-07 (No Cost) Fourteen (14) day time extension and Change Order FC-08
\$ 69,723.26 for under cutting of footers @ north end of project.

A motion was made to approve Change Orders FC-06, FC-07 and FC-08. Motion
by Walton. Seconded by Lowe. All in favor.

Discussion was held regarding four bids received on Package 094. Mr. Sorrell
recommended the board to accept Bennett's Carpets bid of \$ 117,640.24. Bid
Package 094 is the judicial center's flooring and color selection has not been
confirmed but will be reviewed at a later date.

A motion was made to approve Bennett's Carpet bid of \$ 117,640.24. Motion by
Flanery. Seconded by DeAtley. All in favor.

A motion was made to approve Pay Application ES-05 dated February 23, 2010 for \$ 101,325.76 which has been approved by AOC per Mr. Whittaker. Motion by DeAtley. Seconded by Flanery. All in favor.

A motion was made to approve Direct Payments to vendors & Purchase Orders Schedule A dated February 23, 2010 totaling \$ 81,098.59 which has been approved by AOC per Mr. Whittaker. Motion by Wood. Seconded by Walton. All in favor.

A motion was made to approve payment to Brandstetter Carroll Architects in the amount of \$ 7,714.21. Motion by Lowe. Seconded by Walton. All in favor.

Eric Chambers stated the DOT permits were obtained, approved and work will commence on traffic signal relocation. Mr. Chambers believes that the current budgeted amount for traffic signal relocation should cover the costs without accessing the contingency funds. DOT will require bond for traffic signal relocation.

Discussion was held regarding the streetscape/sidewalk area on West Water Street between Bower Alley and Fountain Alley and the options of sidewalk material types that can be used to maintain a good visual consistency with project. Currently the project boundaries only extend to the Spencer Estate property line and the City of Flemingsburg is responsible for the sidewalk in front of the Bower/Stivers house to Bower Alley. Mr. Chambers recommended using pavers in sidewalk area of West Water Street between Bower Alley and Fountain Alley for both the judicial center project and City of Flemingsburg's sidewalk area for compatibility. Cost and maintenance of pavers vs. stamped concrete sidewalks was discussed and the decision to accept the use of pavers is tabled until cost estimates are obtained from TCCI.

Joe Dunaway notified the board today that the City of Flemingsburg has requested a permit from the Kentucky Transportation Cabinet to close the other traffic lane at the south side of West Water Street to replace city water lines. Mr. Dunaway stated that closing the entire roadway at the same time frame allotted by the approved judicial center project's state permit to close one lane of West Water Street would benefit both projects by saving time and funding. Discussion was held about the safety issues, road closure time frame and adverse affects to local businesses. Mr. Dunaway stated the City of Flemingsburg was awarded KIA funds to replace City's water lines and that they would appropriate funds to cover the cutting out of asphalt, backfill activities and any open trench work items as needed. Mr. Dunaway proposed to work with TCCI's current scheduled work items to install the judicial center project's three inch conduit at the same time frame of open trenching to install water lines. Mr. Dunaway believes by working together there should be a significant cost savings for the City of Flemingsburg and judicial center project as well as only having to close the roadway once instead of twice. Discussion continued regarding location of project's work vs. City's work, engineering specifications, potential cost savings and state permit requirements. Eddie Sorrell stated his concerns regarding the project's permit which is only for the approved engineered specifications for the judicial center, uncertain liability issues and maintaining separation from City of Flemingsburg's work area. Mr. Sorrell stated

the project's work area will remain fenced off separately if work commences at the same time. Mr. Dunaway stated the City of Flemingsburg would obtain their own KTC permit to close the south side of West Water Street and would not need in the work area of the judicial center project. Mr. Chambers stated it is not yet known if the project's contractual engineered specifications and current KTC permit requirements will accommodate the request until further review. Conversation was held regarding the business traffic flow, safety of pedestrians, funeral services and open trenches in the downtown area. Mayor Flanery said the next step is for the City to speak with the local businesses along West Water Street regarding this issue and that the City has verbal approval from the state and a contractor in place to begin the work upon receiving the permit. Mr. Whittaker stated that both project's specifications needs to be reviewed to determine if the projects "road cuts, milling, repaving, etc." work items are in the same location and if they can possibly be intertwined. Mr. Whittaker said that the City shall obtain their KTC required permit and that no additional work would be completed under the judicial center contracts. Mr. Sorrell stated the City's trench location may not be in the same location needed to install the project conduit per construction engineered documents and requested a copy of City's work schedule if work commenced in the downtown area.

A motion was made to agreed that it would be advantageous to the project and City of Flemingsburg to work together on this item and to decrease the impact to local businesses by the street only be closed once instead of twice and only if approved by AOC, KTC, engineering firm and construction management firm. Motion by Walton. Seconded by DeAtley. Abstained by Flanery. All others agreed. Motion carried.

Motion was made to adjourn the meeting
Motion by Wood. Seconded by Flanery. All in favor.

Recorded By:
Tammy L. Gray